

AF/2127

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
CHALMER, et al.

Appl. No.: 09/605,812

Art Unit: 2127

Filed: June 28, 2000

Examiner: SHAH, Nilesh R.

For: **REPLACEABLE SCHEDULING
ALGORITHM IN
MULTITASKING KERNEL**

Atty. Docket: EMS-00801

RECEIVED

MAY 28 2004

Technology Center 2100

CERTIFICATE OF MAILING

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 25, 2004.

Tracey A. Newell

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

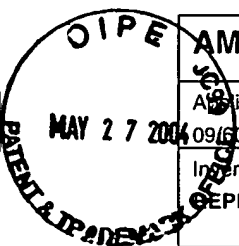
This paper is being provided in response to the Final Office Action dated April 8, 2004, for the above-captioned U.S. patent application. This Response is believed to be in compliance with the Revised Amendment Format published in the Official Gazette on February 25, 2003, and therefore to be exempt from the requirements of 37 C.F.R. § 1.121(a)-(d).

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required for consideration of this paper (including fees for net addition of

claims) are authorized to be charged in two originally-executed copies of an Amendment Transmittal Letter filed herewith.

Amendments to the Claims are reflected in the listing of claims that begins on page **3** of this paper.

Remarks begin on page **11** of this paper.



AMENDMENT TRANSMITTAL LETTER				Docket Number EMS-00801																																																			
Application Number 09/05,812		Filing Date June 28, 2000		Examiner SHAH, Niles R.		Group Art Unit 2127																																																	
Invention Title REPLACEABLE SCHEDULING ALGORITHM IN MULTITASKING KERNEL																																																							
TO THE COMMISSIONER FOR PATENTS Transmitted herewith is an amendment in the above-identified application, including: (X) Amendment Under 37 C.F.R. § 1.116; and (X) Postcard Receipt <div style="text-align: right;">RECEIVED MAY 28 2004 Technology Center 2100</div>																																																							
CLAIMS AS AMENDED																																																							
<table border="1" style="width: 100%;"><thead><tr><th></th><th>(1)</th><th></th><th>(2)</th><th>(3)</th><th></th><th></th></tr><tr><th></th><th>CLAIMS REMAINING AFTER AMENDMENT</th><th></th><th>HIGHEST NUMBER PREVIOUSLY PAID FOR</th><th>PRESENT NUMBER EXTRA</th><th>RATE</th><th>FEE</th></tr></thead><tbody><tr><td>TOTAL CLAIMS</td><td>34</td><td>Minus</td><td>34</td><td>0</td><td>x \$18</td><td>\$0</td></tr><tr><td>INDEPENDENT CLAIMS</td><td>4</td><td>Minus</td><td>4</td><td>0</td><td>x \$86</td><td>\$0</td></tr><tr><td>MULTIPLE DEPENDENT CLAIM ADDED</td><td colspan="4"></td><td>\$290</td><td></td></tr><tr><td colspan="5"></td><td>TOTAL</td><td>\$0</td></tr><tr><td colspan="4">If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.</td><td colspan="2">SMALL ENTITY TOTAL</td><td>\$</td></tr></tbody></table>								(1)		(2)	(3)				CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	FEE	TOTAL CLAIMS	34	Minus	34	0	x \$18	\$0	INDEPENDENT CLAIMS	4	Minus	4	0	x \$86	\$0	MULTIPLE DEPENDENT CLAIM ADDED					\$290							TOTAL	\$0	If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.				SMALL ENTITY TOTAL		\$
	(1)		(2)	(3)																																																			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	FEE																																																	
TOTAL CLAIMS	34	Minus	34	0	x \$18	\$0																																																	
INDEPENDENT CLAIMS	4	Minus	4	0	x \$86	\$0																																																	
MULTIPLE DEPENDENT CLAIM ADDED					\$290																																																		
					TOTAL	\$0																																																	
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.				SMALL ENTITY TOTAL		\$																																																	
<p>* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the highest number previously paid for IN THIS SPACE is less than 20, enter "20." *** If the highest number previously paid for IN THIS SPACE is less than 3, enter "3." The "highest number previously paid for" (total or independent) is the highest number found in the appropriate box in column 1.</p> <p>() Please charge Deposit Account Number 03-1721 in the amount of \$_____. A duplicate copy of this sheet is enclosed.</p> <p>() A check in the amount of \$_____ to cover the filing fee,</p> <p>(X) Please credit any overpayment and/or charge any additional filing fees required under 37 CFR §§ 1.16 and 1.17 to our Deposit Account Number 03-1721. A duplicate copy of this sheet is enclosed.</p> <div style="border: 1px solid black; padding: 10px; margin-top: 20px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 25th day of May, 2004.</p><p style="text-align: right;"> Tracey A. Newell</p></div> <div style="margin-top: 20px;"> Donald W. Muirhead, Reg. No. 33,978 May 25, 2004 Date</div>																																																							

(10-95)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE